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Tarrant County Texas

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**D209002183**

3 Pages



Suzanne Henderson

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*The State of Texas,  
County of Tarrant,*

*Know All Men by These Presents:*

**ORIGINAL  
AMENDMENT**

To

"No Surface Use Oil, Gas and Mineral Lease"

WHEREAS, heretofore, under date of August 27, 2008, Timothy G. Sralla and wife, Brenda Scheffler Sralla, whose address is 4000 Mesa Ridge Drive, Fort Worth, Texas 76137, as Lessor, did execute and deliver unto XTO Energy Inc., whose address is 810 Houston Street, Fort Worth, Texas 76102, as Lessee, a No Surface Use Oil, Gas and Mineral Lease, a Memorandum of which is recorded as Instrument No. D208427146 of the Official Public Records of Tarrant County, Texas, (hereinafter referred to as "said Lease") covering Lot 13R, Block 12, Stoneglen at Fossil Creek, an Addition to the City of Fort Worth, Tarrant County, Texas, (hereinafter referred to as "said Land"); and,

WHEREAS, reference to said Lease and to the record thereof being herein made for all purposes; and,

WHEREAS, in Article 1 of said Lease, "Lessor agrees to execute any supplemental instrument requested by Lessee for a more complete or accurate description" of said Land; and

WHEREAS, it is the desire of Lessor and Lessee to amend the description of said Land in said Lease.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned do hereby agree as follows:

1. Amendment: A portion of EXHIBIT 'A' attached to said Lease which currently reads as follows:

"Being 0.3738 acres of land, more or less, and being Stoneglen At Fossil Creek Addn Blk 12 Lot 13R, an Addition to the City of Fort Worth, Tarrant County, Texas and being more particularly

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described as a Deed dated 9/13/1990 and recorded at Instrument #D190163167 of the Deed Records of Tarrant County, Texas. The 2008 Tarrant County Appraisal District Geo-Reference Number for the above described property is 40500-12-13R."

is hereby amended in its entirety to read as follows:

"Being Lot 13R, Block 12 of Amended Plat of Lots 12, 13 and Lot D, Block 12 of Stoneglen at Fossil Creek, (a/k/a Fairway Bend), an Addition to the City of Fort Worth, Tarrant County, Texas, according to the Plat recorded in Cabinet A, Slide 876, Map Records, Tarrant County, Texas, containing 0.3738 acres, more or less. The 2008 Tarrant County Appraisal District Geo-Reference Number for the above described property is 40500-12-13R."

It is understood and agreed by all parties hereto that in all other respects, said Lease and the prior provisions thereto, shall remain in full force and effect and each of the undersigned does hereby ratify and confirm said Lease as hereby amended.

This Amendment shall be binding upon and inure to the benefit of the parties hereto, their respective heirs, legal representatives, successors and assigns.

The failure of one or more parties to execute this instrument shall not in any manner affect the validity and binding effect of same as to the parties who execute said instrument.

IN WITNESS WHEREOF, this Amendment to No Surface Use Oil, Gas and Mineral Lease is executed by the parties hereto on the dates of their respective acknowledgments, but made effective for all purposes as of August 27, 2008.


LESSOR:

  
Timothy G. Sralla

  
Brenda Scheffler Sralla

LESSEE:

XTO ENERGY INC. *KDS*

  
By: Edwin S. Ryan, Jr.  
Sr. Vice President Land Administration

ACKNOWLEDGMENTS

State of Texas       }  
County of Tarrant    }

25<sup>th</sup> This instrument was acknowledged before me on this  
day of November, 2008, by Timothy G. Sralla.



Karen Enriquez  
Notary Public,  
in and for The State of Texas.

(Seal)

State of Texas       }  
County of Tarrant    }

25<sup>th</sup> This instrument was acknowledged before me on this  
day of November, 2008, by Brenda Scheffler Sralla.

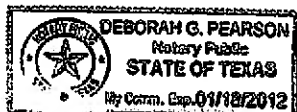


Karen Enriquez  
Notary Public,  
in and for The State of Texas.

(Seal)

State of Texas       }  
County of Tarrant    }

17<sup>th</sup> This instrument was acknowledged before me on this  
day of December, 2008, by Edwin S. Ryan, Jr., Sr.  
Vice President Land Administration of XTO Energy Inc., a Delaware  
corporation, on behalf of said corporation.



Deborah G. Pearson  
Notary Public  
in and for The State of Texas.

(Seal)